## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION 3:07-CR-00176-RJC-SCR

UNITED STATES OF AMERICA,	)
Plaintiff,	)
	)
v.	)
	)
DAVID CRAWFORD,	)
Defendant	ORDER OF CONTINUING
	) GARNISHMENT
and	)
	)
<b>CUMBERLAND COUNTY HOSPITAI</b>	<u> </u>
SYSTEM, INC. d/b/a CAPE FEAR VA	LLEY )
HEALTH SYSTEMS,	)
Garnishee	)
	)

**THIS MATTER** is before the Court on the Government's Motion for Order of Continuing Garnishment (Doc. No. 48) and the Answer of Garnishee (Doc. No. 47). Judgment in the criminal case was filed on September 17, 2009 (Doc. No. 24). As part of that Judgment, Defendant, David Crawford, was ordered to pay an assessment of \$800.00 and restitution of \$64,338.29. <u>Id.</u>

On May 23, 2024, the Court entered a Writ of Continuing Garnishment ("Writ") (Doc. No. 44) as to Garnishee, Cumberland County Hospital System, Inc. d/b/a Cape Fear Valley Health Systems. Defendant was served with the Writ and Instructions notifying him of his right to request a hearing and/or claim exemptions on June 18, 2024. (Doc. No. 46). Garnishee was served with the Writ and Instructions on May 28, 2024. Id. Garnishee filed an Answer on June 10, 2024 (Doc. No. 47) stating that at the time of service of the Writ, Garnishee had in its custody, control, or possession property or funds owned by Defendant, including nonexempt, disposable earnings. Garnishee certified that it served the Answer on Defendant on May 31, 2024. Defendant did not request a hearing, and the statutory time to do so has elapsed.

IT IS THEREFORE ORDERED that an Order of Continuing Garnishment is hereby

**ENTERED** in the amount of \$4,874.41 computed through May 23, 2024. Garnishee shall pay the

United States up to the lesser of:

1. twenty-five percent (25%) of Defendant's disposable earnings which remain after all

deductions required by law have been withheld, or

2. the amount by which Defendant's disposable earnings for each week exceed thirty (30)

times the federal minimum wage.

See 15 U.S.C. § 1673(a). Garnishee shall continue payments until the debt to the United States is

paid in full; until Garnishee no longer has custody, possession, or control of any property belonging

to Defendant: or until further Order of this Court.

Payments should be made payable to the United States Clerk of Court and mailed to:

CLERK OF THE UNITED STATES DISTRICT COURT

ATTN: FINANCIAL OFFICE 401 WEST TRADE STREET

CHARLOTTE, NORTH CAROLINA 28202

To ensure that each payment is credited properly, the following should be included on each check:

Defendant's Name David Crawford and Case Number DNCW3:07CR176.

IT IS FURTHER ORDERED that Garnishee shall advise this Court if Defendant's

employment is terminated at any time by Garnishee or Defendant.

**IT IS FURTHER ORDERED** that the United States shall submit this debt to the Treasury

for inclusion in the Treasury Offset Program. Under this program, any federal payment Defendant

would normally receive may be offset and applied to this debt.

SO ORDERED.

Signed: July 12, 2024

Susan C. Rodriguez

Radij United States Magistrate Judge